

Message Text

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E.O. 11652: NA

TAGS: PINS, UNGA

SUBJ: UNGA--LEGAL COMMITTEE--PROTECTION OF
DIPLOMATS

AT MEETING OF VAN BRUSSELEN GROUP EVENING OCT 9, GROUP
AGREED ON FOLLOWING REVISION OF ARTICLE 3 OF CPD, WHICH
WAS SUBMITTED BY FRG AND CIRCULATED OCT 10 (A/C.6/L.917):

DRAFT CONVENTION ON THE PREVENTION AND PUNISHMENT
OF CRIMES AGAINST DIPLOMATIC AGENTS AND OTHER
INTERNATIONALLY PROTECTED PERSONS

ARTICLE 3

FEDERAL REPUBLIC OF GERMANY: AMENDMENTS TO ARTICLE 3

1. PRESENT TEXT OF ARTICLE 3 TO BECOME PARAGRAPH 1, SUBJECT
TO THE AMENDMENTS PROPOSED BELOW.

2. PARAGRAPH 1

(1) INSERT AFTER "STATES PARTY SHALL":
", IN ACCORDANCE WITH INTERNATIONAL AND NATIONAL LAW,"

(2) INSERT IN SUBPARAGRAPH (A) AFTER "TAKING" THE WORDS:
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"ALL PRACTICABLE"

(3) IN SUBPARAGRAPH (B) DELETE THE WORD "ADMINISTRATIVE"
AND INSERT AFTER "MEASURES" THE WORDS", AS APPROPRIATE,"

IF THE AFOREMENTIONED AMENDMENTS WERE ADOPTED PARAGRAPH 1
OF ARTICLE 3 WOULD READ AS FOLLOWS:

1. "STATES PARTY SHALL, IN ACCORDANCE WITH INTERNATIONAL
AND NATIONAL LAW, CO-OPERATE IN THE PREVENTION OF THE CRIMES
SET FORTH IN ARTICLE 2 BY:"

"(A) TAKING ALL PRACTICABLE MEASURES TO PREVENT THE PREPARATION
IN THEIR RESPECTIVE TERRITORIES FOR THE COMMISSION OF THOSE
CRIMES EITHER IN THEIR OWN OR IN OTHER TERRITORIES;"

"(B) EXCHANGING INFORMATION AND CO-ORDINATING THE TAKING
OF MEASURES AS APPROPRIATE TO PREVENT THE COMMISSION OF
THOSE CRIMES".

3. ADD AS PARAGRAPH 2:

"IN THE CASE OF KIDNAPPING OF AN INTERNATIONALLY PROTECTED
PERSON THE STATE PARTY OR INTERNATIONAL ORGANIZATION ON WHOSE
BEHALF HE EXERCISED HIS FUNCTIONS SHALL BE ENTITLED WITHOUT
DELAY TO THE FULLEST POSSIBLE INFORMATION CONCERNING HIM FROM
ANY OTHER STATE PARTY HAVING
SUCH INFORMATION". UNQTE
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